(1)

SINGLE BENCH

CF-1061

IN THE HON'BLE HIGH COURT OF CHHATTISGARH, BILASPUR C.G.

WRIT PETITION NO. 952/2006

PETITIONER : **Virendra Kumar Mishra**, s/o Late Shri Vidyadhar Mishra, aged about 60 years, retired as Subedar-M (Head Clerk), in the Department of Home (Police), R/o. Bouripara, Ambikapur, Post - Ambikapur, District- Surguja (C.G.)

P.R. No. 4175/06
Presented by Shri ...
dated 21/8/06

VERSUS

RESPONDENTS :

1. **State of Chhattisgarh**,
Through- the secretary,
Department of Home, Govt. of Chhattisgarh, D.K.S. Bhawan, Raipur (C.G.)

2. The Director General of Police,
Police Headquarters, Raipur (C.G.)

3. The Superintendent of Police, Police District- Surajpur, District Surguja (C.G.)

4. The Joint Director,
Funds, Accounts & Pensions,
Bilaspur Division, Bilaspur (C.G.)

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21/8/06
CLERK to A. G. BILASPUR

OATH COMMISSIONER
S.P. Kaushik
BILASPUR TAHSIL A.
21/8/06

WRIT PETITION UNDER ARTICLES 226 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT/WRITS, ORDER/ORDERS, OR/AND DIRECTION / DIRECTIONS IN THE NATURE OF MANDAMUS/CERTIORARI, OR OF ANY OTHER APPROPRIATE NATURE.

Msi

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

49

मामला क्रमांक WPS No. 540 सन् 2006

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	29-8-2006 Shri M.P.S. Bhatia, counsel for the petitioner. Shri Satish Gupta, Deputy Govt. Advocate for the State/respondents, on advance copy. Heard. The case of the petitioner is that he demitted the office on attaining the age of superannuation on 31st December, 2005, while working as Subedar-M (Head Clerk). However, his pension case is not being decided by respondent No.4. Even the Superintendent of Police, Surajpur has recommended for fixing pay of the petitioner, deciding his pension case and for paying retiral benefits to the petitioner. Learned counsel for the petitioner submitted that in the circumstances, respondent No.4 be directed to decide pension case of the petitioner and to pay all retiral dues, to which learned counsel for the respondents has no objection. Having heard learned counsel for the parties, having regard to the facts and circumstances of the case, prayer made by learned counsel for the petitioner is just, fair and reasonable. Therefore, respondent No.4 is directed to decide pension case of the petitioner, after considering all the relevant orders passed by Superintendent of Police and other documents in the service record of the petitioner, within a period of 30 days from the date of receipt of copy of this order, in accordance with law. With the direction aforesaid, the petition stands disposed of. Sd/- L.C. Bhadoo Judge	

Babul 4/9/06